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Docket No. ARYX-102XC4Z  
Serial No. 10/697,683Remarks

Claim 1 is pending in the subject application and before the Examiner for her consideration. Favorable consideration of the pending claim is respectfully requested.

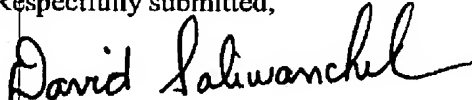
Claim 1 has been rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claim 1 of U.S. Patent No. 6,683,195. Attached herewith is a Terminal Disclaimer with regard to U.S. Patent No. 6,683,195. The applicants respectfully submit that the obviousness-type double patenting rejection has been rendered moot in view of the attached Terminal Disclaimer.

In view of the foregoing remarks, and the submission of the Terminal Disclaimer, the applicants believe that the currently pending claim is in condition for allowance, and such action is respectfully requested.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R §§1.16 or 1.17 as required by this paper to Deposit Account No. 19-0065.

The applicant invites the Examiner to call the undersigned if clarification is needed on any of this response, or if the Examiner believes a telephone interview would expedite the prosecution of the subject application to completion.

Respectfully submitted,



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Attachment: Terminal Disclaimer

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